

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

EIGHTH DAY'S PROCEEDINGS

Twenty-sixth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 11, 2000

The House of Representatives was called to order at 4:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Pratt
Ansardi	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Holden	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch

Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wooton
Futrell	Pierre	Wright
Total—105		

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rep. Kenney.

Pledge of Allegiance

Rep. Crowe led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of May 8, 2000, was adopted.

Suspension of the Rules

On motion of Rep. Dupre, the rules were suspended in order to allow the Committee on Appropriations to meet while the House was in session.

Privileged Report of the Committee on Enrollment

May 11, 2000

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 14—

BY REPRESENTATIVE MORRISH

A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives upon the death of Louis F. deLaunay.

HOUSE RESOLUTION NO. 15—

BY REPRESENTATIVE FUTRELL

A RESOLUTION

To commend Andrew Robert Pace of Baton Rouge upon achieving the rank of Eagle Scout.

HOUSE RESOLUTION NO. 16—

BY REPRESENTATIVE CLARKSON

A RESOLUTION

To commend and congratulate the St. Mary's Dominican High School swim team on its championship season.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 11, 2000

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of Mrs. Ilene Fleniken Seale of Sulphur and to recognize and record her many contributions to her community and state.

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend Thierry Manoncourt, of the renowned Figeac Vineyards of St. Emilion, for his historic contributions to excellence in wine making.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Introduction of Resolutions

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 17—

BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To commend Chris Duhon for his hard work, dedication, and determination displayed throughout his Salmen High School basketball career.

Read by title.

On motion of Rep. Schneider, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 18—

BY REPRESENTATIVE CURTIS

A RESOLUTION

To commend Coach Charles Smith of Peabody Magnet High School upon his basketball team's state championship victory.

Read by title.

On motion of Rep. Curtis, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 34—

BY REPRESENTATIVE PITRE

A CONCURRENT RESOLUTION

To direct the Department of State Civil Service to identify, study, and consider reforms of the management of the human resources employed by the state and its agencies that may reduce waste and inefficiency in state government and result in a more effective and efficient use of the human resources employed by the state and its agencies and instrumentalities and to include certain specified matters in such consideration and study.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 35—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To urge and request the governor of Louisiana to grant stays of execution in all cases where the identity of the offender was an issue at trial and the DNA of the offender was not obtained for comparative testing.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVES PIERRE, E. ALEXANDER, BAUDOIN, LEBLANC, AND PINAC AND SENATORS CRAVINS AND MICHOT

A CONCURRENT RESOLUTION

To commend Kevin Maher of Lafayette upon his first place victory in the River of Words national poetry contest.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To memorialize congress and urge the federal government to allow for suspension of the requirements for state matching funds associated with receipt of federal grants when a state is experiencing a budget deficit or shortfall.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVES WINDHORST, ALARIO, DAMICO, AND TOOMY AND SENATOR ULLO

A CONCURRENT RESOLUTION

To commend the Reverend Steven Dumais, SDB for his years of significant achievement as Principal and Director of Archbishop Shaw High School; to recognize and record his myriad accomplishments and his remarkable contributions to the school and to the West Bank community of Jefferson Parish; and to extend to him the best wishes of the legislature as he embarks upon new challenges and endeavors.

Read by title.

On motion of Rep. Windhorst, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To direct appointing authorities in the executive branch of state government to take no action to provide for the permanent appointment of any probationary employee who holds a position funded in whole or in part by funds from the State General Fund (Direct) or by other funds the balance of which reverts to the State General Fund (Direct); to require separation of employees on job appointments so funded not later than the conclusion of their current appointments; to provide for exceptions and for procedures therefor; and to provide for certain reports.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 40—
BY REPRESENTATIVE WINDHORST

A CONCURRENT RESOLUTION

To commend Mr. and Mrs. Bennie Goings of Algiers upon the occasion of their sixtieth wedding anniversary.

Read by title.

On motion of Rep. Windhorst, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To commend Lucille Vennen of Clearwood Junior High School of Slidell upon her selection as Louisiana Teacher of the Year.

Read by title.

On motion of Rep. Crowe, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 3—
BY REPRESENTATIVE DURAND

A RESOLUTION

To urge and request the House Committee on Ways and Means to study the the Internet sales tax issue and investigate possible courses of action to equalize the tax burden between sales by interstate remote vendors and sales by local "main street" merchants.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the resolution was ordered engrossed and passed to its third reading.

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet at adjournment on Thursday, May 11, 2000.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Friday, May 12, 2000.

Adjournment

On motion of Rep. Walsworth, at 4:10 P.M., the House agreed to adjourn until Monday, May 15, 2000, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Monday, May 15, 2000.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Appropriations

Will meet at: 9:30 A.M. Date: May 12, 2000

Location: Committee Room 5

To hear public testimony on the following legislation:

HB 1 LEBLANC (TBA) – APPROPRIATIONS: Provides for the ordinary operating expenses of state government (**SUBJECT TO RULES SUSPENSION**)

JERRY LUKE LEBLANC
Chairman

Committee on Appropriations

Will meet at: 9:30 A.M. Date: May 15, 2000

Location: Committee Room 5

HB 1 LEBLANC – APPROPRIATIONS: Provides for the ordinary expenses of state government

JERRY LUKE LEBLANC
Chairman

Committee on Municipal, Parochial and Cultural Affairs

Will meet at: UPON ADJOURNMENT Date: May 11, 2000

Location: Committee Room 6

HCR 5 FAUCHEUX – CRIME: Urges and requests the parishes and municipalities of Louisiana to enact ordinances prohibiting ownership and possession of pit bull terriers

HCR 20 FAUCHEUX – PARKS/STATE: Re-creates the Mcleroy Swamp State Park Steering Committee until April 30, 2001

HCR 21 FAUCHEUX – PARKS/STATE: Re-creates the Maurepas State Park Steering Committee until April 30, 2001

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HB 106 FRITH – DISTRICTS/HOSPITAL SERVC: Authorizes Hospital Service District No. 1 of Vermilion Parish to levy a sales tax (Local expd incr \$15,000 in FY 00-01 & revs incr \$300,000 in FYs 00-01 thru 04-05. See fiscal note.)

HB 109 McDONALD – TAX/SALES-USE, LOCAL: Authorizes the West Carroll Parish School Board to levy an additional sales tax (Local expd incr \$10,000 in FY 00-01 & revs incr \$800,000 in FYs 00-01 thru 04-05. See fiscal note.)

HB 215 HAMMETT – TAX/SALES-USE, LOCAL: Authorizes sales and use taxes in municipalities in Concordia

HB 238 M JACKSON – DISTRICTS/ECONOMIC DEVEL: Creates the Mid City Research and Technology District in East Baton Rouge Parish and provides for tax exemptions and incentives in the district

HB 240 FUTRELL – DISTRICTS/ECONOMIC DEVEL: Creates the Florida Boulevard Economic Development District in East Baton Rouge Parish

HB 242 DURAND (TBA) – DISTRICTS/ECONOMIC DEVEL: Creates a special district to finance infrastructure development in certain parishes **(SUBJECT TO RULE SUSPENSION)**

HB 243 DURAND (TBA) – DISTRICTS/ECONOMIC DEVEL: Creates a special taxing district to finance infrastructure development in certain parishes **(SUBJECT TO RULE SUSPENSION)**

HB 250 MONTGOMERY – TAX/GAMING: Authorizes certain local governing authorities in Bossier Parish to levy a tax on weekly taxable net slot machine proceeds of a licensed eligible horse racing facility

HB 263 JOHNS – TAX/GAMING: Authorizes the governing authority of Calcasieu Parish to levy a tax on weekly taxable net slot machine proceeds of a licensed eligible horse racing facility

SHARON WESTON BROOME
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Appropriations

Monday, May 15, 2000
Committee Room No. 5
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 1 LEBLANC — APPROPRIATIONS: Provides for the ordinary operating expenses of state government

JERRY LUKE LEBLANC
Chairman

Committee on Civil Law and Procedure

Tuesday, May 16, 2000
9:00 A.M.

INSTRUMENTS TO BE HEARD:

A JOINT MEETING WITH THE SENATE JUDICIARY A COMMITTEE TO DISCUSS THE ATTORNEY FEES AND CONTRACT RELATED TO THE MASTER SETTLEMENT AGREEMENT FOR THE TOBACCO LITIGATION.

F. CHARLES "CHUCK" MCMAINS
Chairman

Committee on Commerce

Tuesday, May 16, 2000
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HCR 26 DURAND FIRE PROTECTION: Provides recommendations based on report of task force to study issues affecting flammability of upholstered furniture sold in Louisiana as directed by HCR No. 103 of the 1999 Regular Session

HCR 29 HEBER TRACING/TRACKS: Directs licensed racing associations to allow the Horseman's Benevolent and Protective Association to audit their books to ensure compliance with state law

JOHN TRAVIS
Chairman

Committee on Environment

Tuesday, May 16, 2000
Committee Room No. 4
9:00 A.M.

INSTRUMENTS TO BE HEARD:

Informational meeting on the status of aquifers in Louisiana.

Wednesday, May 17, 2000
Committee Room No. 3
9:00 A.M.

(TBA - Subject to Rule Suspension)

INSTRUMENTS TO BE HEARD:

Report by the LSU Agricultural Center on Environmental Issues in Agriculture.

N. J. DAMICO
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.